Case: 1:18-op-45624-DAP Doc #: 11-1 Filed: 05/05/20 1 of 8. PageID #: 243

# **EXHIBIT A**

for the Northern District of Ohio

City of Cumberland, Maryland	
Plaintiff	
v.	Civil Action No. 1:18-op-45624
AmerisourceBergen Drug Corporation, et al.	
Defendant	
WAIVER OF THE SE	RVICE OF SUMMONS
To: J. Burton LeBlanc, IV	
(Name of the plaintiff's attorney or unrepresented plain	ntiff)
I have received your request to waive service of a s two copies of this waiver form, and a prepaid means of return	ummons in this action along with a copy of the complaint, rning one signed copy of the form to you.
I, or the entity I represent, agree to save the expense	e of serving a summons and complaint in this case.
I understand that I, or the entity I represent, will jurisdiction, and the venue of the action, but that I waive any	keep all defenses or objections to the lawsuit, the court's objections to the absence of a summons or of service.
	ust file and serve an answer or a motion under Rule 12 within nen this request was sent (or 90 days if it was sent outside the entered against me or the entity I represent.
Date: 8/7/2019	/s/ Paul J. Cosgrove
	Signature of the attorney or unrepresented party
Amneal Pharmaceuticals LLC	Paul J. Cosgrove
Printed name of party waiving service of summons	Printed name
	Ulmer & Berne, LLP
	600 Vine Street, Suite 2800
	Cincinnati, Ohio 45202
	Address
	pcosgrove@ulmer.com

## **Duty to Avoid Unnecessary Expenses of Serving a Summons**

E-mail address (513) 698-5000 Telephone number

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

for the Northern District of Ohio

City of Cumberland, Maryland	)	
Plaintiff	)	
v.	)	Civil Action No. 1:18-op-45624
AmerisourceBergen Drug Corporation, et al.	)	·
Defendant		

#### WAIVER OF THE SERVICE OF SUMMONS

To:	J. Burton LeBlanc, IV
	(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 8/12/2019	s/ Christopher Essig
Hikma Pharmaceuticals USA Inc. f/k/a	Signature of the attorney or unrepresented party
West-Ward Pharmaceuticals, Corp.	Christopher Essig
Printed name of party waiving service of summons	Printed name
	WINSTON & STRAWN LLP
	35 W. Wacker Drive
	Chicago, IL 60601
	Address
	CEssig@winston.com
	E-mail address
	(312) 558-5600
	Telephone number

## **Duty to Avoid Unnecessary Expenses of Serving a Summons**

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

For the Northern District of Ohio

City of Cumberland, Maryland	)
Plaintiff	
V.	) Civil Action No. 1:18-op-45624
AmerisourceBergen Drug Corporation, et al.	)
Defendant	)

#### WAIVER OF THE SERVICE OF SUMMONS

To: J. Burton LeBlanc, IV

(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

The Court's moratorium on all filings includes a moratorium on the filing of answers or motions under Rule 12. Defendants will not answer or move under Rule 12 unless so ordered by the Court. The failure to file an answer or motion under Rule 12 will not be grounds for a default judgment.

Date: 8/2/2019	Kihecca Mandel
	Signature of the attorney or unrepresented party
Mylan Pharmaceuticals Inc.	Rebecca C. Mandel
Printed name of party waiving service of summons	Printed name
	Hogan Lovells US LLP
	555 13th Street NW
	Washington, D.C. 20004
	Address
	rebecca.mandel@hoganlovells.com
	E-mail address
	202-637-5488
	Telephone number

## **Duty to Avoid Unnecessary Expenses of Serving a Summons**

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

for the Northern District of Ohio

City of Cumberland, Maryland	
Plaintiff )	
v. )	Civil Action No. 1:18-op-45624
AmerisourceBergen Drug Corporation, et al.	<b>'</b>
Defendant )	
WAIVER OF THE SER	RVICE OF SUMMONS
To: J. Burton LeBlanc, IV	
(Name of the plaintiff's attorney or unrepresented plaint	iff)
I have received your request to waive service of a sur two copies of this waiver form, and a prepaid means of return	mmons in this action along with a copy of the complaint, ing one signed copy of the form to you.
I, or the entity I represent, agree to save the expense	of serving a summons and complaint in this case.
I understand that I, or the entity I represent, will jurisdiction, and the venue of the action, but that I waive any	keep all defenses or objections to the lawsuit, the court's objections to the absence of a summons or of service.
	st file and serve an answer or a motion under Rule 12 within in this request was sent (or 90 days if it was sent outside the stered against me or the entity I represent.
Date:07/19/2019	/s/ Sean Morris
	Signature of the attorney or unrepresented party
Par Pharmaceutical Companies, Inc.	Sean Morris
Printed name of party waiving service of summons	Printed name
	Arnold & Porter Kaye Scholer LLP
	777 S. Figueroa Street, 44th Floor
	Los Angeles, California 90017
	Address
	sean.morris@arnoldporter.com
	E-mail address

## **Duty to Avoid Unnecessary Expenses of Serving a Summons**

(213) 243-4000 Telephone number

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

for the Northern District of Ohio

City of Cumberland, Maryland )	
Plaintiff )	
v. )	Civil Action No. 1:18-op-45624
AmerisourceBergen Drug Corporation, et al.	·
Defendant )	
WAIVER OF THE SERV	VICE OF SUMMONS
To: J. Burton LeBlanc, IV	
(Name of the plaintiff's attorney or unrepresented plaintif	9
I have received your request to waive service of a sum two copies of this waiver form, and a prepaid means of returning	amons in this action along with a copy of the complaint, and one signed copy of the form to you.
I, or the entity I represent, agree to save the expense o	f serving a summons and complaint in this case.
I understand that I, or the entity I represent, will k jurisdiction, and the venue of the action, but that I waive any o	eep all defenses or objections to the lawsuit, the court's bjections to the absence of a summons or of service.
	file and serve an answer or a motion under Rule 12 within this request was sent (or 90 days if it was sent outside the ered against me or the entity I represent.
Date:07/19/2019	/s/ Sean Morris
	Signature of the attorney or unrepresented party
Par Pharmaceutical, Inc.	Sean Morris
Printed name of party waiving service of summons	Printed name
	Arnold & Porter Kaye Scholer LLP
	777 S. Figueroa Street, 44th Floor
	Los Angeles, California 90017
	Address
	sean.morris@arnoldporter.com
	E-mail address

## **Duty to Avoid Unnecessary Expenses of Serving a Summons**

(213) 243-4000 Telephone number

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

# UNITED STATES DISTRICT COURT

for the Northern District of Ohio

Northern Distr	rict of Ohio
City of Cumberland, Maryland  Plaintiff  v.  AmerisourceBergen Drug Corporation, et al.  Defendant  )	Civil Action No. 1:18-op-45624
WAIVER OF THE SER	VICE OF SUMMONS
To: J. Burton LeBlanc, IV  (Name of the plaintiff's attorney or unrepresented plaintiff)	<del>))</del>
I have received your request to waive service of a sun two copies of this waiver form, and a prepaid means of returni	nmons in this action along with a copy of the complaint, ng one signed copy of the form to you.
I, or the entity I represent, agree to save the expense of	f serving a summons and complaint in this case.
I understand that I, or the entity I represent, will k jurisdiction, and the venue of the action, but that I waive any c	eep all defenses or objections to the lawsuit, the court's objections to the absence of a summons or of service.
I also understand that I, or the entity I represent, mus 60 days from <u>07/23/2019</u> , the date wher United States). If I fail to do so, a default judgment will be ent	t file and serve an answer or a motion under Rule 12 withir a this request was sent (or 90 days if it was sent outside the ered against me or the entity I represent.
Date:08/22/2019	allem
	Signature of the attorney or unrepresented party  Andrew O'Connor
SpecGX LLC	Printed name
Printed name of party waiving service of summons	Ropes & Gray, LLP
	Prudential Tower, 800 Boylston Street
	Boston, MA 02199-3600
	Address
	Andrew.O'Connor@ropesgray.com
	E-mail address
	(617) 951-7000

## Duty to Avoid Unnecessary Expenses of Serving a Summons

Telephone number

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

AO 399 (01/09) Waiver of the Service of Summons

# UNITED STATES DISTRICT COURT

for the Northern District of Ohio

City of Cumberland, Maryland	
Plaintiff )	Civil Action No. 1:18-op-45624
v. )	
)	
AmerisourceBergen Drug Corporation, et al. )	
Defendant	
	SERVICE OF SUMMONS
To: J. Burton LeBlanc, IV	
(Name of the plaintiff's attorney or unrepresented	plaintiff)
I have received your request to waive serv complaint, two copies of this waiver form, and a pre-	ice of a summons in this action along with a copy of the paid means of returning one signed copy of the form to you.
I, or the entity I represent, agree to save the e	expense of serving a summons and complaint in this case.
I understand that I, or the entity I represe court's jurisdiction, and the venue of the action, but service.	ent, will keep all defenses or objections to the lawsuit, the that I waive any objections to the absence of a summons or of
The Court's moratorium on all filings included Rule 12. Defendants will not answer or move under answer or motion under Rule 12 will not be grounds	des a moratorium on the filing of answers and motions under Rule 12 unless so ordered by the Court. The failure to file an a for a default judgment.
Date: August 2, 2019	Janne R. Woulste
	Signature of the attorney or unrepresented party
Value Drug Company	James R. Hankle
Printed name of party waiving service of summons	Printed name
	Sherrard, German & Kelly, P.C.
	535 Smithfield Street, Suite 300 Pittsburgh, PA 15222
	Address
	jrh@sgkpc.com
	Email address
	412-355-0200
	Telephone number
Duty to Avoid Unnecessary Expen	ses of Serving a Summons
Rule 4 of the Federal Rules of Civil Procedure requires a summons and complaint. A defendant who is located in the U	certain defendants to cooperate in saving unnecessary expenses of serving Juited States and who fails to return a signed waiver of service requested

by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.